

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BOILING CRAB FRANCHISE CO., LLC, a
California limited liability company,

Plaintiff,

v.

KL BOILING CRAWFISH CORPORATION, a
Washington corporation; and NGUYEN
BOILING CRAWFISH CORPORATION, a
Washington corporation,

Defendants.

No. 2:21-cv-00293-JHC

**ORDER RE: PLAINTIFF
BOILING CRAB FRANCHISE
CO., LLC'S MOTION TO
EXCLUDE THE TESTIMONY
AND REPORT DEFENDANTS'
EXPERT WILLIAM O.
BEARDEN**

THIS MATTER comes before the Court on Plaintiff Boiling Crab Franchise Co., LLC's Motion to Exclude the Testimony and Report of Defendant's Expert William O. Bearden. Dkt. # 39. The Court has considered the materials submitted in support of and in opposition to the motion. The Court DENIES the motion.¹ This ruling is without prejudice as to any objection Plaintiff may properly make, during Bearden's testimony at trial, as to any opinion on an ultimate issue of law.

¹ Plaintiff moves to strike the Declaration of William Bearden in Opposition to Motion to Exclude (Dkt. # 51). Dkt. # 56 at 6 n.3. This declaration did not affect the Court's analysis regarding the motion to exclude. Accordingly, the Court STRIKES the motion to strike as moot.

1 Dated this 28th day of June, 2022.

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4 Judge John H. Chun